

BET  
3-22-02  
#2/IDS

Patent  
271/186

JC 10/079103 pro  
02/19/02



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: ) Group Art Unit: (not yet assigned)  
Lex P. Janses, et al. ) Examiner: (not yet assigned)  
Serial No.: (not yet assigned) )  
Filed: February 19, 2002 )  
For: CATHETER WITH COMPOSITE )  
STIFFENER )

### INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In accordance with 37 CFR §§ 1.97 and 1.98, the items identified in this Information Disclosure Statement (“IDS”) are brought to the attention of the Office. The items are listed on the attached form PTO/SB/08A (08-00) and copies are enclosed in the parent application serial No. 09/096,267 filed on June 11, 1998, for the convenience of the Examiner.

The items identified in this IDS may or may not be “material” pursuant to 37 CFR § 1.56. The submission thereof by Applicant is not to be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as “prior art” under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

### INFORMATION DISCLOSURE STATEMENT FILING PROVISION:

This IDS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b), that is (1) within three months of the filing date of the application, which is not a continued prosecution application filed under § 1.53(d) or (2) within three months of entry of the national stage as set forth in 37 CFR § 1.491; or (3) before the mailing of a first Office action on the merits; or (4) before the mailing of a first Office action after filing a request for continued examination under § 1.114. Thus, no fee is required.

- However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and charge the fee due under 37 CFR § 1.17(p) to the deposit account referenced below.
- However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and a statement under 37 CFR § 1.97(e) is included below, thus no fee is required.
- This IDS is being submitted under 37 CFR § 1.97(c), that is after mailing of a first Office action on the merits, but before a Final Action under 37 CFR § 1.113 or a Notice of Allowance under 37 CFR § 1.311.
  - The fee due under 37 CFR § 1.17(p) is submitted herewith.
  - A statement under 37 CFR § 1.97(e) is included below, thus no fee is required. In the event that this IDS is not received before a Final Action or a Notice of Allowance, then Applicant respectfully requests that the Office consider the filing of these papers to be submitted under 37 CFR § 1.97(d) and charge the fee due under 37 CFR § 1.17(p) to the deposit account below.
- This IDS is being submitted under 37 CFR § 1.97(d), that is after a Final Action under 37 CFR § 1.113 or a Notice of Allowance under 37 CFR § 1.311, but before payment of the issue fee. A statement under 37 CFR § 1.97(e) is included below. The fee due under 37 CFR § 1.17(p) is submitted herewith.

**STATEMENT UNDER 37 CFR § 1.97(e):**

- Each item contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS.
- No item contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this statement after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of this IDS.

**PAYMENT AND/OR AUTHORIZATION TO CHARGE FEES:**

A check in the amount of \_\_\_\_\_ is enclosed for the above fee(s).  
 Please charge \_\_\_\_\_ to Deposit Account No. **12-2475** for the above fee(s).

The Commissioner is authorized to charge any fees required by the filing of these papers, and to credit any overpayment to Lyon & Lyon's Deposit Account No. **12-2475**.

Dated: 2-19-02

Respectfully submitted,  
LYON & LYON LLP

By: DT Burse  
David T. Burse  
Reg. No. 37,104



22249

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P#7

Substitute for form 1449A/PTO

*Complete if Known*

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet

1

of

3

Application Number	(not yet assigned)
Filing Date	Submitted Herewith
First Named Inventor	Lex P. Jansen, et al
Group Art Unit	(not yet assigned)
Examiner Name	(not yet assigned)

Attorney Docket Number

271/186

JCG7105109103  
02/19/02



### U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
	1	2,407,929		Jeckel	09-17-1946	
	2	2,437,542		Krippendorf	03-09-1948	
	3	2,458,305		Sanders	01-04-1949	
	4	3,174,851		Buehler, et al.	03-23-1965	
	5	3,351,463		Rozner, et al.	11-07-1967	
	6	3,416,531		Edwards	12-17-1968	
	7	3,753,700		Harrison, et al.	08-21-1973	
	8	4,484,586		McMickle, et al.	11-27-1984	
	9	4,516,972		Samson	05-14-1985	
	10	4,739,768		Engelson	04-26-1988	
	11	5,019,057		Truckai	05-28-1991	
	12	5,057,092		Webster, Jr.	10-15-1991	
	13	5,176,660		Truckai	01-05-1993	
	14	5,248,305		Zdrahalo	09-28-1993	
	15	5,312,356		Engelson, et al.	05-17-1994	
	16	5,454,795		Samson	10-03-1995	
	17	5,462,523		Samson, et al.	10-31-1995	
	18	5,526,849		Gray	06-18-1996	
	19	5,538,513		Okajima	07-23-1996	
	20	5,558,737		Brown, et al.	09-24-1996	

### FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sub>6</sub>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
	A	WO	9638194A		Scimed Life Systems, Inc.	12-05-1996	Column 14, line 12-26, claims 1-3, fig 2A,B, 10A-C	
	B	EP	0715868A		Target Therapeutics, Inc.	06-12-1996	Column 9, line 11-30; Column 11, line 9-36, Column 12, line 28, Column 13, line 27, figures 2, 5-9	
	C	EP	0815894		Target Therapeutics, Inc.	01-07-1998	Abstract, figure 1	

Examiner Signature

Date Considered

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449A/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(use as many sheets as necessary)</i>		Application Number	(not yet assigned)
		Filing Date	Submitted Herewith
		First Named Inventor	Lex P. Jansen, et al
		Group Art Unit	(not yet assigned)
		Examiner Name	(not yet assigned)
Sheet	2	of	3
		Attorney Docket Number	271/186

## **U.S. PATENT DOCUMENTS**

## FOREIGN PATENT DOCUMENTS

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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>				Application Number	(not yet assigned)
				Filing Date	Submitted Herewith
				First Named Inventor	Lex P. Jansen
				Group Art Unit	(not yet assigned)
				Examiner Name	(not yet assigned)
(use as many sheets as necessary)					
Sheet	3	of	3	Attorney Docket Number	271/186

## **OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS**

Examiner Signature		Date Considered	
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<sup>1</sup> Unique citation designation number. <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

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